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February 22, 2002

VIA COURIER

Mary L. Cottrell, Secretary
Department of Telecommunications and Energy
One South Station, Floor 2
Boston, MA 02110

**Re: D.T.E. 01-95
Petition of Franklin W. Olin College of Engineering
Boston Edison Responses to Information Requests**

Dear Secretary Cottrell:

Enclosed herewith for filing are Boston Edison Company's responses to the Wellesley Municipal Light Plant's First Set of Information Requests in the above-captioned matter.

If there are any questions regarding this submittal please contact the undersigned.
Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "William S. Stowe", written in a cursive style.

Enclosures

cc: Robert Hayden, Hearing Officer
Ronald LeComte, Electric Power Division
Eric J. Krathwohl, Esq.
Wayne Frigard, Esq.
David S. Rosenzweig, Esq.
Richard Joyce, Director WMLP
Stephen P. Hannabury, Vice President Olin College

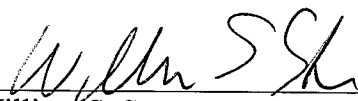
**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

Franklin W. Olin College of Engineering

D.T.E. 01-95

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing responses to information requests in accordance with the Department rules.



William S. Stowe
Attorney for
Boston Edison Company
800 Boylston St., Floor 17
Boston, MA 02199

DATED: February 22, 2002

Information Request WMLP-1-1

In connection with the electric service provided by BECo to its customer Suffolk Downs, please provide the following information:

- a. Whether the Suffolk Downs' property to which electric service is provided by BECo is located in both the City of Boston and the City of Revere. Please provide a map of the property showing the municipal boundaries between the City of Boston and the City of Revere.
- b. On what date did BECo commence electric service to Suffolk Downs' property located in the City of Revere?
- c. Prior to supplying electric service to the entire parcel on which Suffolk Downs is located, did Boston Edison consider the City of Revere to be part of its exclusive service territory? Please explain your answer in as much detail as you are able.
- d. Prior to Boston Edison's entering into its agreement with Suffolk Downs to provide electric service to the entire parcel on which Suffolk Downs is located, did Massachusetts Electric Company provide electric service to the portion of the Suffolk Downs property located in the City of Revere? For the same period did Massachusetts Electric Company provide electric service to the portion of the Suffolk Downs' property located in the City of Boston?
- e. Please state whether Boston Edison believes that the portion of Suffolk Downs' property, which is in the City of Revere and which is served by BECo, is now part of BECo's exclusive service territory under the provisions of G.L. c. 164, §1B? Please explain your response in as much detail as you are able, including citations to all relevant statutes and orders of the Department of Telecommunication and Energy ("DTE" formerly the DPU).

Response

- a. The Suffolk Downs property is located in both the City of Boston and the City of Revere. Boston Edison Company does not have a surveyed map of the property; however, the attached street map (Attachment WMLP-1-1) shows the Company's approximate understanding of the relevant property boundaries.
- b. 1995.
- c. No. Boston Edison considered Suffolk Downs to be a customer that Boston Edison was authorized to serve due to its substantial location in Boston and that such authorization reasonably extended to the entirety of the Suffolk Downs property including portions located in Revere.
- d. It is our understanding that Massachusetts Electric previously serviced the portion of the Suffolk Downs property located in Revere and Boston Edison serviced the portion located in Boston. In general, we do not believe that Massachusetts Electric served portions of the property located in Boston; however, we are not aware of any precise survey or measurement establishing the precise sub-boundaries within the Suffolk Downs property.
- e. Boston Edison has historically considered all of the City of Boston to be its exclusive service territory, subject to its right to consent to the entry of other distribution companies in appropriate circumstances, and to the authority of the Department to issue appropriate orders pursuant to chapter 164 of the General Laws. Boston Edison considers that it is authorized to serve Suffolk Downs including portions that are both in Boston and Revere pursuant to the Department's Order in Boston Edison Company, EC 95-6 (1995). Boston Edison considers the application of the Electric Restructuring Act and the recent order in Massachusetts Electric Company, D.T.E. 98-122 (2002) to be consistent with Boston Edison continuing to serve Suffolk Downs at this location. Please also see the response to Information Request OC-1-1.

Information Request WMLP-1-2

In connection with electric service provided by BECo to the parcel in Bellingham, Massachusetts on which Home Depot is located, please provide the following information.

- a. On what date did BECo begin to provide electric service to the parcel of property on which Home Depot is located?
- b. Prior to that date, did BECo consider this parcel to be within its exclusive service territory? If not, please explain your answer in as much detail as you are able.
- c. Does BECo now consider the parcel on which Home Depot is located to be within its exclusive service territory under the provisions of G.L. c. 164, §1B? Please explain your response in as much detail as you are able, including citations to all relevant statutes and orders of the DTE.

Response

- a. 1996
- b. Prior to 1996, the parcel was located in an undeveloped area of the Town of Bellingham between the service territories of Boston Edison Company and Massachusetts Electric Company and roughly equidistant from the existing facilities of either company. The Town of Bellingham is in a relatively unique situation wherein roughly the northern part of Bellingham is served by Boston Edison Company, and the southern part of Bellingham is served by Massachusetts Electric Company. As such, at the time it appeared to Boston Edison that the parcel was in the exclusive service territory of neither company.
- c. Boston Edison has not formally considered the matter in light of the cited statute and the specific circumstances of this customer and this particular parcel, but believes its service to this customer is consistent with the Electric Restructuring Act and the Department's order in D.T.E. 98-122.

Information Request WMLP-1-3

In connection with the provision of electric to the property in Boston, Massachusetts on which the Harvard Business School is located, please provide the following information.

- a. Please provide the name of the utility that provided electric service to this parcel prior to the merger of BECo and Cambridge Electric Company.
- b. Prior to its merger with Cambridge Electric Company, did BECo consider this parcel to be within its service territory?
- c. If the answer to subpart b is anything but an unqualified no, please explain in as much detail as you are able what rights BECo had to serve this parcel and the reasons that BECo did not seek to stop service to this parcel by Cambridge Electric Company.
- d. Prior to its merger with Cambridge Electric Company and after the enactment of G.L. c. 164, §1B, did BECo consider this parcel to be within its exclusive service territory as set forth in that statute?
- e. If the answer to subpart d above is affirmative, please explain in detail what steps BECo took to have Cambridge Electric Company cease and desist from providing service to this parcel. If BECo took no actions against Cambridge Electric Company to cease its service to this parcel, please explain why it did not.
- f. If the answer to subpart d above is in the negative, please explain in detail why BECo did not consider this parcel to be within its exclusive service territory.

Response

- a. Cambridge Electric Light Company provided electric service to Harvard University both before and after the August, 1999 merger between BEC Energy and Commonwealth Energy System, the parent companies, respectively, of Boston Edison Company and Cambridge Electric Light Company. .
- b. Boston Edison has historically considered all of the City of Boston, including the Harvard Business School parcel, to be within its exclusive service territory, subject, as was the case with respect to such parcel, to its right to consent to the entry of other distribution companies in appropriate circumstances.,
- c. With the written consent of Boston Edison, this parcel had historically received service by Cambridge Electric Light Company as a part of Harvard University's Boston/Cambridge campus since at least the 1920's. Boston Edison has from time to time re-examined its position in this regard and has from time to time engaged in discussions with officials of Harvard and Cambridge Electric ; however, Boston Edison has at the present time determined not to pursue the issue. See response to parts b and c.
- d. See response to part c.
- e. Not applicable.